

STATE OF MAINE  
PUBLIC UTILITIES COMMISSION

Docket No. 96-786

January 5, 1999

CENTRAL MAINE POWER COMPANY,  
Petition for Approval to  
Furnish Gas Service In and To  
Areas Not Currently Receiving  
Natural Gas Service

ORDER CLARIFYING  
DECEMBER 17, 1998  
ORDER APPROVING  
RATE PLAN

WELCH, CHAIRMAN; NUGENT and DIAMOND, Commissioners

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### **I. SUMMARY OF ORDER**

We modify the language on page 8 of our December 17th Order Approving Rate Plan to clarify that customers are not required to execute a written contract for service.

### **II. PROCEDURAL HISTORY**

On December 17, 1998, we issued our Order Approving Rate Plan in this proceeding. On December 21, 1998, the Office of the Public Advocate (OPA) filed a Motion for Clarification pursuant to Chapter 110, section 1004 of the Commission's Rules, seeking to remove an apparent inconsistency in the language of the order.

The Commission considered this matter at deliberations on January 4, 1998.

### **III. DISCUSSION**

The OPA points out that the Order states at page 2 that CMP Natural Gas had eliminated from Page 5.1 of its terms and conditions the requirement that customers sign a written contract for service. Then, on page 8, the Order states:

CMP Natural Gas must present this [rate] information to potential customers in writing on at least one occasion prior to execution of a contract for service.

Order at 8 (emphasis added).

OPA requests that we clarify our Order to indicate that the explanatory rate information be provided to customers by the Company at least once prior to commencement of service.

We did not intend to imply, in contradiction to its revised terms and conditions, that a written contract for service would be required by CMP Natural Gas from its customers. Thus, we clarify our December 17th Order by modifying the language on page 8 to read:

CMP Natural Gas must present this information to potential customers in writing on at least one occasion prior to commencement of service or the execution of a contract (if any), whichever comes first. (Revised wording underlined).

Accordingly, we

O R D E R

1. That our Order Approving Rate Plan of December 17, 1998 is modified as described above.

Dated at Augusta, Maine this 5th day of January, 1998.

BY ORDER OF THE COMMISSION

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Dennis L. Keschl  
Administrative Director

COMMISSIONERS VOTING FOR: WELCH  
NUGENT  
DIAMOND

## NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of adjudicatory proceedings are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 6(N) of the Commission's Rules of Practice and Procedure (65-407 C.M.R.11) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which consideration is sought.

2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320 (1)-(4) and the Maine Rules of Civil Procedure, Rule 73 et seq.

3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320 (5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.